IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.44671 of 2008
MD.MOIN
Versus
THE STATE OF BIHAR
---

2/ 23/12/2008. Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner apprehends arrest in a complaint case under Sections- 498A of I.P.C. and 4 of D.P. Act.

The submission is that subsequently the petitioner has filed a suit for restitution of conjugal rights in which notices have been issued to the complainant also.

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Having considered the facts and circumstances of the case, let the petitioner above named surrender before the court below within four weeks when he shall be enlarged on anticipatory bail for a period of six months only upon furnishing the bail-bonds of Rs.10,000/- (ten thousand) along with two sureties of the like amount each to the satisfaction of Sub-divisional Judicial Magistrate, Katihar in connection with Complaint Case No.400/2008.

On the date that he furnishes his bail-bonds notice shall be issued to the complainant seeking her response. Based on subsequent developments during

this period of six months, if the petitioner appears physically and surrenders to the jurisdiction of the court below, his application for regular bail shall be considered in light of the subsequent developments and the attitude of the parties to be assessed by the court below, without being prejudiced by the limited grant of anticipatory bail by this Court.

KC **( Navin Sinha, J.)**

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